

Express Mail No: EV 419716875 US

IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Application Number: 09/478,299
Applicants: John L. Schenk
Filed: January 5, 2000
Title: Method of Cryopreserving Selected Sperm Cells
Group Art Unit: 1654
Examiner: M. Meller

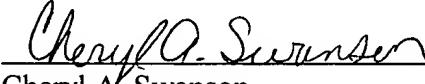
Assignee: XY, Inc.
Attorney Docket: 22091-701
Customer No.: 33549

CERTIFICATE OF EXPRESS MAILING

I, Cheryl A. Swanson, hereby certify to the truth of the following items:

1. I am an employee of Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, Colorado 80521.
2. I have this day deposited the attached Petition for Extension of Time under 37 C.F.R. § 1.136(a) with the United States Postal Service as Express Mail, postage prepaid, for mailing to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated this 14 day of June, 2004.



Cheryl A. Swanson



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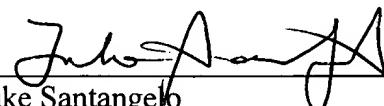
PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136(a)

On behalf of the applicant, the undersigned attorney hereby requests an extension of time pursuant to 37 C.F.R. § 1.136(a). This request is submitted in relation to a response due to the office action mailed December 24, 2003, having a shortened statutory period for response of three months. A response to this action on the merits would otherwise be due March 24, 2004; however, it is requested that this time period be extended for three months to and including June 24, 2004. This extension will thereby encompass the statutory period of six months pursuant to 35 U.S.C. §133. Pursuant to 37 C.F.R. §1.17, an extension fee of \$950.00 is submitted with this Petition. In the event the fee has been inappropriately calculated, please allow the maximum extension possible and inform me at your earliest convenience so that any deficiency or error can be corrected immediately.

Dated this 12 day of June, 2004

Respectfully submitted,
SANTANGELO LAW OFFICES, P.C.

By:


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(970) 224-3100

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